

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, MAY 21, 2001  
AT 2:00 P.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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**CHRONOLOGY OF THE MEETING:**

The meeting was called to order by Mayor Murphy at 2:10 p.m. The meeting was adjourned at 3:13 p.m. to convene the Budget Review Committee and then into Closed Session at 9:00 a.m. on Tuesday, May 22, 2001, in the twelfth floor conference room to discuss existing and anticipated litigation.

**ATTENDANCE DURING THE MEETING:**

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Wear-present
- (3) Council Member Atkins-present
- (4) Council Member Stevens-present
- (5) Council Member Maienschein-present
- (6) District 6-vacant
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present
- Clerk-Abdelnour (pr)

**FILE LOCATION: MINUTES**

**ITEM-1: ROLL CALL**

Clerk Abdelnour called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Wear-present
- (3) Council Member Atkins-present

- (4) Council Member Stevens-present
- (5) Council Member Maienschein-present
- (6) District 6-vacant
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

**ITEM-10: INVOCATION**

Invocation was given by Pastor Dave Nagler of the Christ Lutheran Church.

**ITEM-20: PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Council Member Peters.

**ITEM-30: Approval of Council Minutes.**

**TODAY'S ACTION IS: APPROVED**

Approval of Council Minutes for the meetings of:

4/23/2001

4/24/2001

**FILE LOCATION: MINUTES**

**COUNCIL ACTION: (Tape location: A044-045.)**

MOTION BY WEAR TO APPROVE. Second by Maienschein. Passed by the following vote: Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-31: National Beach Safety Week.

**COUNCILMEMBERS PETERS AND WEAR'S RECOMMENDATION:**

Adopt the following resolution:

(R-2001-1290) ADOPTED AS RESOLUTION R-294858

Proclaiming May 21 through 27, 2001 as "National Beach Safety Week" in San Diego.

Urging all residents and visitors to use the City beaches, to enjoy themselves while taking appropriate measures to protect themselves and their children.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A046-124.)

MOTION BY PETERS TO ADOPT. Second by Wear. Passed by the following vote: Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-32: Emergency Medical Services Week May 20-26, 2001.

**COUNCILMEMBER ATKINS'S RECOMMENDATION:**

Adopt the following resolution:

(R-2001-1535) ADOPTED AS RESOLUTION R-294859

Proclaiming May 20 through May 26, 2001 to be "Emergency Medical Services Week," in recognition of the event, and encouraging the community to observe this week with appropriate programs, ceremonies and activities.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A125-176.)

MOTION BY ATKINS TO ADOPT. Second by Stevens. Passed by the following vote:  
Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant,  
Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-33: Environmental Services Recycling and Refuse Collection Drivers' Day.

**COUNCILMEMBER MAIENSCHIN'S RECOMMENDATION:**

Adopt the following resolution:

(R-2001-1521) ADOPTED AS RESOLUTION R-294860

Commending the Environmental Services recycling and refuse collection drivers for their outstanding service, leadership, and commitment to the citizens and environment of the City of San Diego, and in honor of their significant contributions, proclaiming May 21, 2001 to be "Environmental Services Recycling and Refuse Collection Drivers' Day" in the City of San Diego.

**SUPPORTING INFORMATION:**

The Environmental Services Recycling and Refuse Drivers have been commended due to their exemplary efforts on the following: 1) Providing recycling and refuse collection programs that were "top-rated" by the survey among all City services for the fifth consecutive year. 2) Providing refuse collection weekly to 310,000 households by City collection drivers making more than 16 million services stops annually and hauling over 370,000 tons of trash from the City's neighborhoods to the landfill for disposal each year. 3) Residential refuse and curbside recycling collection consistently receive less than .01 percent complaints per 10,000 service stops annually. 4) Residential refuse collection drivers have been recognized as some of the best drivers in North America and Mexico and in 1998 and 2000 City of San Diego Collection Drivers have been named "Driver of the Year," by the Environmental Industry Association. Proclaim May 21<sup>st</sup> as "Environmental Services Recycling and Refuse Collection Drivers' Day."

Balolong

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A180-260.)

MOTION BY MAIENSCHIN TO ADOPT. Second by Wear. Passed by the following vote: Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-34: Youth of Unity (Y.O.U.) Day.

**COUNCILMEMBER MADAFFER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2001-1498) ADOPTED AS RESOLUTION R-294861

Commending and thanking the members of Christ Church Unity's Youth of Unity organization and proclaiming May 21, 2001 to be "Youth of Unity Day" in the City of San Diego.

**SUPPORTING INFORMATION:**

Commending Christ Church Unity's Youth Group, Youth of Unity, for their exceptional dedication to the community of City Heights and their valuable public service by organizing a neighborhood service and clean-up project by proclaiming May 21, 2001 to be "Youth of Unity Day" in San Diego.

Fornwalt

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A274-326.)

MOTION BY MADAFFER TO ADOPT. Second by Stevens. Passed by the following vote: Peters-yea, Wear-yea, Atkins-yea, Stevens-yea, Maienschein-yea, District 6-vacant, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Comment by Al Strohlein regarding non-profit agencies and the budget.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A333-391.)

PUBLIC COMMENT-2:

Comment by Don Stillwell regarding “no parking anytime,” and temporary no parking signs.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A391-434.)

PUBLIC COMMENT-3:

Comment by Ray Holfus regarding De Anza Cove homeowners.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A440-463.)

PUBLIC COMMENT-4:

Comment by Barbara Mackenzie regarding the “Medical Marijuana Task Force.”

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A463-467.)

PUBLIC COMMENT-5:

Comment by Reverend James Gilbert asking “why displace 489 people (at 38<sup>th</sup> and Landis) and build a school there, when there is a huge City owned vacant lot in that area to build on?”

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A505-561.)

PUBLIC COMMENT-6: **REFERRED TO THE CITY MANAGER**

Comment by Sharlene Ornelas regarding a City project in Pacific Beach. Ms. Ornelas expressed concern regarding right hand cut-outs the project calls for, and ADA issues.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B001-014.)

PUBLIC COMMENT-7: **REFERRED TO THE CITY MANAGER**

Comment by Beverly Walker regarding non-compliant buildings, Title 24, and the Americans with Disabilities Act.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B015-059.)

PUBLIC COMMENT-8: **REFERRED TO THE CITY MANAGER  
REFERRED TO THE CITY ATTORNEY**

Comment by Rohn Lockhardt regarding the behavior on the part of the San Diego Police Department.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B062-099.)

**PUBLIC COMMENT-9:**

Comment by Christian Ramirez regarding human rights and the question of police brutality.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B105-126.)

**PUBLIC COMMENT-10:**

Comment by Fawn Alfaro regarding a police shooting on April 12, 2001.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B126-132.)

**PUBLIC COMMENT-11:**

Comment by Armando Flores Tamayo regarding the killing of a mentally ill senior.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B134-158.)

**COUNCIL COMMENT:**

**CITY MANAGER COMMENT:**

Comment by City Manager Uberuaga regarding his suggestion the group speaking about police behavior and activities should attend the Citizen Review Board meeting tomorrow at 6:30 p.m., 1250 6<sup>th</sup> Street, first floor of the World Trade Center building.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B160-173.)

**COUNCIL COMMENT-1:**

Comment by Council Member Madaffer regarding this past Saturday at Lake Murray. It was the Lake Murray Kiwanis Clubs' Annual Picnic and Street Faire. It was also a chance for the Water Utilities Department to celebrate their 100<sup>th</sup> anniversary, and their centennial. Council Member Madaffer wished to express his appreciation to the Water folks; there were literally thousands from the public in attendance. Council Member Madaffer also wished to comment that the Tierrasanta Community had their annual parade on Saturday, and that event went very well. Council Member Madaffer expressed gratitude to all those who coordinated and worked the two events this weekend.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B173-198.)

**COUNCIL COMMENT-2:**

Comment by Mayor Murphy wishing to express that his wife was representing him, giving out the awards to the winners of the contest while he was in the Tierrasanta Parade.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B209-220.)

**NON-DOCKET ITEMS:**

NONE.

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for the Regular Meeting of Monday, May 21, 2001**

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**ADJOURNMENT:**

The meeting was adjourned by Mayor Murphy at 3:13 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B233.)